

**SUPREME COURT MINUTES
WEDNESDAY, NOVEMBER 1, 2000
SAN FRANCISCO, CALIFORNIA**

S090791 People, Plaintiff and Respondent
2nd Dist. v.
B123823 Willie R. Mitchell, Defendant and Appellant
Div. 7 Respondent's petition for review GRANTED.
Appellant's petition for review DENIED.
Mosk, J., and Kennard, J., would grant review as to both
petitions.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Chin, J.
Brown, J.

S091158 People, Plaintiff and Respondent
3rd Dist. v.
C025890 Steven Robert Diaz, Defendant and Appellant
Petition for review GRANTED.
Further action in this matter is deferred pending consideration
and disposition of a related issue in *People v. Acosta*, S089120 and
People v. Graves, S089533 (see Cal. Rules of Court, rule 29.2(c)), or
pending further order of the court. Submission of additional
briefing, pursuant to California Rules of Court, rule 29.3, is deferred
pending further order of the court.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S091601 Roseanne Hooker, Plaintiff and Appellant
2nd Dist. v.
B128914 California Department of Transportation, Defendant and Respondent
Div. 4 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Camargo v. Tjaarda Dairy*, S088632 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S091643 Kearney & O'Banion Inc. et al., Plaintiff and Appellants
1st Dist. v.
A088078 State Compensation Insurance Fund, Defendant and Respondent
Div. 1 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *State Compensation Ins. Fund v. Superior Court*, S082133 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

The request for judicial notice is denied.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S088457 In re Vincent Marquez
 on
 Habeas Corpus

The Director of the Department of Corrections is ordered to show cause before the Sixth District Court of Appeal, when the matter is ordered on calendar, why petitioner is not entitled to the relief requested. The return shall be filed on or before December 1, 2000. (See the Attorney General's informal response in S078495, filed July 29, 1999, conceding the underlying merits of petitioner's contention. See also *In re Harris* (1993) 5 Cal.4th 813, 839.)

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

6th Dist. People, Plaintiff and Respondent
H019785 v.
S091834 Tom Sargon Jillo, Defendant and Appellant
 Petition for review GRANTED.

The cause is transferred to the Court of Appeal, Sixth Appellate District, with directions to vacate its decision and to reconsider the cause as it sees fit.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

3rd Dist. People, Respondent
C024983 v.
S071483 Joe Moreno Aguayo, Appellant

The above-entitled review is hereby transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and to reconsider the cause in light of *People v. Lawrence* (2000) 24 Cal.4th 219 and *People v. Deloza* (1998) 18 Cal.4th 585.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S086967 People, Respondent
4th Dist. v.
D031288 Maureen Elizabeth Thomas et al., Appellants
Div. 1

The above-entitled review is hereby transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *People v. Lawrence* (2000) Cal.4th 219.

Appellant's motion to expand review is denied.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S012568 People, Respondent

v.

Philip Louis Lucero, Appellant

Appointed counsel for condemned inmate Philip Louis Lucero represents that he will submit to the United States Supreme Court a timely filed petition for writ of certiorari seeking review of this court's decision affirming the judgment of death. Accordingly, the application for stay of execution is granted and execution of the judgment of death entered against Philip Louis Lucero by the San Bernardino Superior Court, and affirmed by this court on July 13, 2000 (23 Cal.4th 692), is hereby stayed pending the final determination of any timely filed petition for writ of certiorari in the United States Supreme Court. If a petition for writ of certiorari is not submitted within the time prescribed, this stay will terminate when the time for submitting such petition has expired.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S008621 People, Respondent

v.

Manuel Mendoza, Appellant

Petition for rehearing DENIED.

S070018 In re the Marriage of Candice Pendleton and Barry I. Fireman

2nd Dist.

B113293

Div. 1

Candace Pendleton, Respondent

v.

Barry I. Fireman, Appellant

Petition for rehearing DENIED.

George, C.J., did not participate.

Kennard, J., is of the opinion the petition should be granted.

1st Dist. A080590 Div. 5 S091910	People, Respondent v. Bernard Watts, Appellant Petition for review DENIED.
1st Dist. A083731 Div. 3 S091832	People, Respondent v. Gary McDonald, Appellant Petition for review DENIED.
1st Dist. A085297 Div. 4 S091267	People, Respondent v. Rochelle Annies Allison, Appellant Petition for review DENIED.
1st Dist. A086120 Div. 2 S091739	People, Respondent v. Thomas Solis, Appellant Petition for review DENIED.
1st Dist. A086287 Div. 2 S091935	People, Respondent v. Mohammed Hussein, Appellant Petition for review DENIED.
1st Dist. A086569 Div. 3 S090963	People, Respondent v. Susan August Angelo, Appellant Petition for review DENIED.
1st Dist. A087918 Div. 3 S091850	People, Respondent v. Damyon H. Tomita, Appellant Petition for review DENIED.
1st Dist. A088135 Div. 4 S091876	People, Respondent v. Napoleon Keys, Jr., Appellant Petition for review DENIED.

1st Dist. A088402 Div. 4 S091802	People, Respondent v. Clifford Kaplan, Appellant Petition for review DENIED.
1st Dist. A089214 Div. 1 S091855	People, Respondent v. Verle Hatfield, Appellant Petition for review DENIED.
1st Dist. A091956 Div. 1 S091233	General Motors Corporation, et al., Petitioners v. San Francisco County Superior Court, Respondent City and County of San Francisco, Real Party in Interest Petition for review DENIED. The request for judicial notice is denied.
1st Dist. A092078 Div. 1 S091046	Charles Anthony Diaz, Petitioner v. Mendocino County Superior Court, Respondent The People, Real Party in Interest Petition for review DENIED.
1st Dist. A092153 Div. 5 S091268	Alameda Newspaper Group, Petitioner v. Alameda County Superior Court, Respondent Moneisha Williams, Real Party in Interest Petition for review DENIED.
1st Dist. A092180 Div. 1 S091057	Walker Dukes, Petitioner v. San Francisco County Superior Court, Respondent Board of Supervisors of City and County of San Francisco, Real Parties in Interest Petition for review DENIED.
2nd Dist. B025712 Div. 3 S091182	People et al., Respondents v. Thomas R. Payne, Appellant Petition for review DENIED.

2nd Dist. People, Respondent
B112631 v.
Div. 7 Dwayne Moore, Appellant
S090884 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B125336 v.
Div. 4 Clinton Armond, Appellant
S091885 Petition for review DENIED.

2nd Dist. People, Respondent
B126442 v.
Div. 4 Salvador Johnny Reynoso, Appellant
S091812 Petitions for review DENIED.

2nd Dist. Morrow, Scuria, Golenor & Salisbury, Appellant
B129259 v.
Div. 1 Murray I. Rapaport, Respondent
S091254 Petition for review DENIED.

2nd Dist. Richard A. Stortz, Appellant
B130274 v.
Div. 1 Rogers & Wells, Respondent
S091230 Petition for review DENIED.

2nd Dist. George Malhiot, et al., Respondents
B130769 v.
Div. 6 Adam Armstrong, et al., Appellants
S091826 Petition for review DENIED.

2nd Dist. People, Respondent
B131202 v.
B136176 Walter E. Woods et al., Appellants
B141878 And Companion Cases
Div. 1 Petitions for review DENIED.
S091011

2nd Dist. Thomas McClure et al., Appellants
B131396 v.
Div. 6 Thomas Crawford, Appellant
S091567 Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

2nd Dist. People, Respondent
B131767 v.
Div. 2 Ricardo Quinones, Appellant
S091735 Petition for review DENIED.

2nd Dist. People, Respondent
B131779 v.
Div. 2 Michael Jerome Bush, Appellant
S091848 Petition for review DENIED.

2nd Dist. People, Respondent
B132166 v.
Div. 3 Trent Carnes, Appellant
S091969 Petition for review DENIED.

2nd Dist. People, Respondent
B132486 v.
Div. 3 David Galvez, Appellant
S091779 Petition for review DENIED.

2nd Dist. People, Respondent
B132821 v.
Div. 1 Pericles Eley, Appellant
S091166 Petition for review DENIED.

2nd Dist. People, Respondent
B132963 v.
Div. 6 Benjamin Gabriel Cisneros, Appellant
S091034 Petition for review DENIED.

2nd Dist. Tran Bernard Sawyer, et al., Appellants
B133184 v.
Div. 2 MCM Construction Company, Respondent
S091620 Petition for review DENIED.

2nd Dist. B133315 Div. 7 S091708	People, Respondent v. Margarito Cruz, Appellant Petition for review DENIED.
2nd Dist. B133409 Div. 3 S091290	People, Respondent v. Anita Hanna, Appellant Petition for review DENIED.
2nd Dist. B133974 Div. 6 S091729	People, Respondent v. Kenneth F. Muse, Appellant Petition for review DENIED.
2nd Dist. B134135 Div. 5 S090856	People, Respondent v. David Valencia, Appellant Petition for review DENIED.
2nd Dist. B134202 Div. 1 S091215	The People ex rel. Bill Lockyer, as Attorney General, etc., Appellant v. Pacific Gaming Technologies, Respondent Petition for review DENIED.
2nd Dist. B134217 Div. 6 S091059	People, Respondent v. Nemat Asgari, Appellant Petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
2nd Dist. B134221 Div. 6 S091774	People, Respondent v. Sonya Coppolecchia, Appellant Petition for review DENIED.
2nd Dist. B134519 Div. 5 S091116	People, Respondent v. Shannon Deandre Leblue, Appellant Petition for review DENIED.

2nd Dist. People, Respondent
B134524 v.
Div. 6 Jose H. Melara, Appellant
S090987 Petitions for review DENIED.

2nd Dist. People, Respondent
B134610 v.
Div. 3 Rafael Serrano, Appellant
S092128 Petition for review DENIED.

2nd Dist. People, Respondent
B134798 v.
Div. 7 David W. Steele, Appellant
S091878 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B135245 v.
Div. 5 Baudilio Perez, Appellant
S091805 Petition for review DENIED.

2nd Dist. People, Respondent
B135351 v.
Div. 2 Robert Butterfield, Appellant
S091833 Petition for review DENIED.

2nd Dist. People, Respondent
B136252 v.
Div. 6 Salvador Mena, Appellant
S091871 Petition for review DENIED.

2nd Dist. In re Ricardo Quinones
B137150 on
Div. 2 Habeas Corpus
S092203 Petition for review DENIED.

2nd Dist. People, Respondent
B137909 v.
Div. 6 Leonel F. Estupinan, Appellant
S091846 Petition for review DENIED.

2nd Dist. People, Respondent
B137984 v.
Div. 7 Paul Fennell, Jr., Appellant
S091863 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B138404 v.
Div. 3 John Burton Neeley, Appellant
S091900 Petition for review DENIED.

2nd Dist. People, Respondent
B138518 v.
Div. 5 Charles Chapple, Appellant
S091819 Petition for review DENIED.

2nd Dist. People, Respondent
B138914 v.
Div. 6 Richard Moss, Appellant
S091874 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. John Shaffery, Appellant
B139451 v.
Div. 1 Wilson, Elser, Moskowitz, Edelman & Dicker, Respondent
S091239 Petition for review DENIED.

2nd Dist. In re Bruce Allen Swenson
B142960 on
Div. 6 Habeas Corpus
S090887 Petition for review DENIED on the merits.

2nd Dist. In re Bruce Swenson
B142961 on
Div. 6 Habeas Corpus
S090901 Petition for review DENIED on the merits.

2nd Dist. In re Kenneth Floyd Muse
B143353 on
Div. 6 Habeas Corpus
S091731 Petition for review DENIED.

2nd Dist. The Southland Corporation dba 7-Eleven, Petitioner
B143456 v.
Div. 4 Department of Alcoholic Beverage Control, Respondent
S090891 Petition for review DENIED.

2nd Dist. In re Edwin Aponte
B144109 on
Div. 5 Habeas Corpus
S091734 Petition for review DENIED.

2nd Dist. Holly Hallstrom, Petitioner
B143335 v.
Div. 7 Los Angeles County Superior Court, Respondent
S090877 Bob Barker, et al., Real Party in Interest
 Petition for review DENIED.

3rd Dist. City of El Monte, Appellant
C025631 v.
S091274 Commission on State Mandates, Respondent
 State Department of Finance, Real Party in Interest and Respondent
 Petition for review DENIED.
 Kennard, J., is of the opinion the petition should be granted.
 The requests for an order directing depublication of the opinion
 are DENIED.

3rd Dist. People, Respondent
C029790 v.
S091847 Garyon Tracy Nettles, Appellant
 Petition for review DENIED.
 Mosk, J., is of the opinion the petition should be granted.

3rd Dist. People, Respondent
C033031 v.
S091835 John D. Vandergriff, Appellant
 Petition for review DENIED.

3rd Dist. People, Respondent
C031358 v.
S091877 Zishan Shahid Malik, Appellant
 Petition for review DENIED.

3rd Dist. C031383 S091813	People, Respondent v. Mario Alberto Guerrero, Appellant Petition for review DENIED.
3rd Dist. C031566 S091728	People, Respondent v. James Marquibe Strain, Appellant Petition for review DENIED.
3rd Dist. C032299 S091737	People, Respondent v. Lewis Cornelius Forbes, Jr., Appellant Petition for review DENIED.
3rd Dist. C032677 S091849	People, Respondent v. Isaac Loza, Appellant Petition for review DENIED.
3rd Dist. C033551 S091904	People, Respondent v. Robert Harold Kinchela, Appellant Petition for review DENIED.
3rd Dist. C033833 S091859	People, Respondent v. William James Webb, Appellant Petition for review DENIED.
3rd Dist. C034417 S091940	A. Teichert & Sons, Inc., Petitioner v. Workers' Compensation Appeals Board and Frank Graves, et al., Respondents Petition for review DENIED.
3rd Dist. C034535 S091960	People, Respondent v. Roy Hubert Bilbo, III, Appellant Petition for review DENIED.

3rd Dist. In re Michael R., et al.,
C034783 Persons Coming Under the Juvenile Court Law
S091751 -----
San Joaquin County Human Services Agency, Respondent
v.
Adela M., Appellant
Petition for review DENIED.

3rd Dist. Guardianship of Latia K., a Minor
C035872 -----
S091817 Department of Health and Human Services, Respondent
v.
Sharon A., Appellant
Petition for review DENIED.

3rd Dist. In re Steven Michael Johnson
C036137 on
S091482 Habeas Corpus
Petition for review DENIED.

4th Dist. People, Respondent
D027357 v.
D028895 Thomas J. Lynch, Appellant
D033626 -----
Div. 1 In re Thomas J. Lynch on Habeas Corpus
S091581 Petition for review DENIED.

4th Dist. People, Respondent
D032883 v.
Div. 1 James Brent Tigar et al., Appellants
S091026 Petitions for review DENIED.

4th Dist. People, Respondent
D033530 v.
Div. 1 Mark Alan Neiber, Appellant
S091857 Petition for review DENIED.

4th Dist. People, Respondent
D033572 v.
Div. 1 Robert T. Garcia, Appellant
S091772 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

4th Dist. D033685 Div. 3 S091830	People, Respondent v. Juan Carlos Gonzalez, Appellant Petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
4th Dist. D034166 Div. 1 S091965	People, Respondent v. Robert Lee Simms, Appellant Petition for review DENIED.
4th Dist. D034459 Div. 1 S091865	In re Jerald Jay W., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Jerald Jay W., Appellant Petition for review DENIED.
4th Dist. D034506 Div. 1 S091966	People, Respondent v. Saul Hernandez Martinez, Appellant Petition for review DENIED.
4th Dist. D036295 Div. 1 S091962	In re Louie F. Mora on Habeas Corpus Petition for review DENIED on the merits.
4th Dist. E024786 Div. 2 S091534	People, Respondent v. Augustin Nava Madrigal, Appellant Petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
4th Dist. E025209 Div. 2 S091845	People, Respondent v. Santos Carrion Jr., Appellant Petition for review DENIED.

4th Dist. People, Respondent
E025212 v.
Div. 2 Ricky Alan Blanton, Appellant
S091749 Petition for review DENIED.

4th Dist. People, Respondent
E025676 v.
Div. 2 Frank Jones, Appellant
S091972 Petition for review DENIED.

4th Dist. People, Respondent
E025748 v.
Div. 2 Kevin Macon, Appellant
S091897 Petition for review DENIED.

4th Dist. People, Respondent
E026346 v.
Div. 2 Troy Walters, Appellant
S091967 Petition for review DENIED.

4th Dist. People, Respondent
G023813 v.
Div. 3 Robert Murray Keiffer, Appellant
S091196 Petition for review DENIED.

5th Dist. People, Respondent
F032377 v.
S091882 Gloria Aracele Barajas, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F032613 v.
S091854 Andy Bernard Taylor, Appellant
Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

5th Dist. People, Respondent
F032876 v.
S091449 Pedro Arturo Alvarez, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F033079 v.
S091742 Anthony Barney Eredia, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F033665 v.
S091799 David Benson, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F034440 v.
S092107 Israel Apariso, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H017348 v.
S090899 Timothy C. Parle, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H018342 v.
S091051 Eddie Pereles, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H018597 v.
S091933 Forrest Kendrick Fulsom, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H018963 v.
S091154 Russell Cecil Torpy, Appellant
Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

6th Dist. People, Respondent
H019156 v.
S091968 Ray Ford, Appellant
Petition for review DENIED.

6th Dist. H019584 S091642	People, Respondent v. Bereket Tesfamariam, Appellant Petition for review DENIED.
6th Dist. H019732 S091773	People, Respondent v. Paul M. Casarez, Appellant Petition for review DENIED.
6th Dist. H019973 S091561	West Shield Investigations and Security Consultants et al., Petitioners v. Santa Clara County Superior Court, Respondent Charleen Eymil, Real Party in Interest Petition for review DENIED.
4th Dist. D033234 Div. 1 S089371	Diana Bonta as Director, etc., Appellant v. Susan Lynn Baker, as Trustee, etc. et al., Respondents The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above entitled appeal filed April 27, 2000, which appears as modified at 80 Cal.App.4th 302. (Cal. Const., art. VI, section 14; rule 976, Cal. Rules of Court.)
1st Dist. A084397 A084160 Div. 1 S091565	Christopher Meyer et al., Appellants v. Russell Targ et al., Respondents The request for an order directing publication of the opinion in the above-entitled appeal is DENIED.
2nd Dist. B129784 Div. 3 S091351	Paul E. Gamido, Appellant v. City of Los Angeles, Respondent The request for an order directing publication of the opinion in the above-entitled appeal is DENIED.
2nd Dist. B130980 Div. 2 S091975	Marcelle Becker, Appellant v. American Airlines Incorporated, Respondent The request for an order directing publication of the opinion in the above-entitled appeal is DENIED.

- 2nd Dist. Avery & Avery International Incorporated, Appellant
B131565 v.
Div. 3 J.B. Hunt Transport Incorporated, Respondent
S091993 The request for an order directing publication of the opinion in
the above-entitled appeal is DENIED.
- 4th Dist. Kaufman and Broad of San Diego, Inc., Appellant
D031460 v.
Div. 1 Sam Coutis Plastering, Inc., Respondent
S091564 The request for an order directing publication of the opinion in
the above-entitled appeal is DENIED.
- 4th Dist. Anserv Insurance Services Inc., et al., Appellants
D033195 v.
Div. 1 California Department of Insurance, Respondent
S091287 The request for an order directing depublication of the opinion in
the above-entitled appeal is DENIED.
- 4th Dist. Lockheed Martin Corporation, Appellant
E025771 v.
Div. 2 City of Moreno Valley, et al., Respondents
S091563 The request for an order directing publication of the opinion in
the above-entitled appeal is DENIED.
- 4th Dist. Letitia V. et al., Petitioners
G026904 v.
Div. 3 Orange County Superior Court, Respondent
S091043 Orange County Social Services Agency, Real Party in Interest
The request for an order directing depublication of the opinion in
the above-entitled appeal is DENIED.
- S015008 People, Respondent
v.
Mark Lindsey Schmeck, Appellant
Appellant's opening brief shall be filed on or before December 1,
2000. If the brief is not filed by that date, the Court will consider
issuance of an order directing counsel Ruth Robinson to show cause
before this court, when the matter is ordered on calendar, why
counsel should not be held in contempt of court and further
payments suspended or other sanction imposed for the delay in the

appellate process occasioned by the nine extensions of time to file the brief thus far granted.

S018909 People, Respondent

v.

Robert Young, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including December 29, 2000.

S041630 People, Respondent

v.

Phillip Carl Jablonski, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including January 2, 2001, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S045696 People, Respondent

v.

Randy Eugene Garcia, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including December 11, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

No further extensions of time are contemplated.

S085406 In re Jonathan C. Shaw

on

Habeas Corpus

On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file the informal response is extended to and including November 9, 2000.

S088116 Cecelio Lugtu et al., Appellants

v.

California Highway Patrol et al., Respondents

The application of appellants for an extension of time to file the answer brief on the merits is DENIED.

S022153 In re James Edward Hardy

on

Habeas Corpus

The request by petitioner James Hardy, filed with this court on October 15, 1999, that the protective orders of the referee, the Honorable Paul Flynn, Los Angeles County Superior Court, “remain in full force and effect, and that the record of the proceedings in this case not be disclosed to anyone who is not a party to this proceeding” is denied. The protective orders of the referee, dated February 16, 1996, and September 20, 1996, are hereby vacated.

S040703 People, Respondent

v.

James Robinson, Jr., Appellant

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for appellant James Robinson, Jr., filed October 10, 2000, is granted.

The order appointing the State Public Defender as counsel of record for appellant James Robinson, Jr., filed February 22, 1999, is hereby vacated.

Susan K. Marr is hereby appointed as attorney of record to represent appellant James Robinson, Jr., for the direct appeal in the above automatic appeal now pending in this court.

The State Public Defender is directed to deliver to Susan K. Marr, within 30 days from the filing of this order, the entire case file relating to appellant Robinson’s automatic appeal currently in the State Public Defender’s possession, including, but not limited to, the reporter’s and clerk’s transcripts, all case files and documents obtained from appellant’s trial counsel, and all other case-related documents, including copies of all documents filed in this court.

S049626 People, Respondent

v.

Stephen Edward Hajek et al., Appellants

Good cause appearing, the application of appointed associate counsel for permission to withdraw as attorney of record for appellant Loi Tan Vo, filed October 6, 2000, is granted.

The order appointing Denise Kendall as associate counsel of record for appellant Loi Tan Vo, filed March 9, 1999, is hereby vacated.

Doron Weinberg shall remain as lead counsel of record for appellant Loi Tan Vo on his direct appeal and related state habeas corpus/executive clemency proceedings.

S088549 In the Matter of **Ronald E. Lais** on Discipline

Petition for writ of review is denied.

It is ordered that **Ronald E. Lais, State Bar No. 66511**, be suspended from the practice of law for three years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, present fitness to practice, and present learning and ability in the general law in accordance with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct; that execution of the three-year suspension be stayed; and that Lais be placed on probation for three years on conditions including that he be actually suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, present fitness to practice and present learning and ability in the general law in accordance with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. In addition, Lais is ordered to comply with the conditions of probation recommended by the Review Department of the State Bar Court in its opinion filed on April 17, 2000. Lais is further ordered to comply with rule 955 of the California Rules of Court and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

**SUPREME COURT CALENDAR
LOS ANGELES SESSION
DECEMBER 5 and 6, 2000**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald Reagan State Office Building, 300 South Spring Street, 3rd Floor, North Tower, Los Angeles, California on December 5 and 6, 2000.

TUESDAY, DECEMBER 5, 2000 - 9:00 A.M.

S076968	Paguirigan on Discipline
S079499	Lesansky on Discipline
S085029	People v. Palmer

1:30 P.M.

S077350	Ketchum v. Moses
S082110	People v. Epps
S075310	Cervera on Habeas Corpus

WEDNESDAY, DECEMBER 6, 2000 - 9:00 A.M.

S078962	Kazi v. State Farm Fire and Casualty Company
S059461	People v. Morales
S088387	People v. Smith

1:30 P.M.

S085652	Currie v. Workers' Compensation Appeals Board
S072071	People v. Jones

GEORGE

Chief Justice

If exhibits are to be transmitted to this Court, counsel must comply with Rule 10(d), California Rules of Court.

N.P.

S006229 People, Respondent

S069718 v.

Melvin Turner, Appellant

In re Melvin Turner on Habeas Corpus

The court approves payment in the amount of \$12,162.50 as an interim payment of compensation.

S013188 People, Respondent

v.

Hector Ayala, Appellant

The court approves payment in the amount of \$1,062.50 as payment for necessary case assistance to appointed counsel where the California Appellate Project is unable to provide said case assistance due to a conflict of interest.

S035190 People, Respondent

v.

Eric Christopher Houston, Appellant

The court approves payment in the amount of \$17,786.24 as an interim payment of compensation and/or expenses.

S036105 People, Respondent

v.

Cleophus Prince, Jr., Appellant

The court approves payment in the amount of \$5,619.42 as an interim payment of compensation and/or expenses.

S042659 People, Respondent

v.

Joseph Lloyd Cook, Appellant

The court approves payment in the amount of \$15,650 as an interim payment of compensation.

S044592 People, Respondent

v.

Steven Homick, Appellant

The court approves payment in the amount of \$12,987.00 as an interim payment of compensation and/or expenses.

N.P.

- S045982 People, Respondent
 v.
 Johnny Avila, Jr., Appellant
 The court approves payment in the amount of \$18,075.82 as an
 interim payment of compensation and/or expenses.
- S045982 People, Respondent
 v.
 Johnny Avila, Jr., Appellant
 The court approves payment in the amount of \$3,209.26 as an
 interim payment of compensation and/or expenses.
- S052808 People, Respondent
 v.
 Richard Gamache, Appellant
 The court approves payment in the amount of \$1,443 as an
 interim payment of compensation and/or expenses.
- S078243 People, Respondent
 v.
 Luis Miranda, Appellant
 The court approves payment in the amount of \$3,993.62 as a
 final payment of compensation and/or expenses.